



**IT IS ORDERED as set forth below:**

**Date: March 29, 2022**

A handwritten signature in black ink, reading "Paul W. Bonapfel".

**Paul W. Bonapfel**  
**U.S. Bankruptcy Court Judge**

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

IN RE:	:	CASE NO. 14-71797-PWB
	:	
HP/SUPERIOR, INC. d/b/a ST. FRANCIS	:	CHAPTER 7
HOME IN THE PARK,	:	
	:	
Debtor.	:	
	:	

**CONSENT ORDER**

On April 25, 2016, Merwin LTC Pharmacy (“**Merwin**”) filed a *Motion for Allowance and Payment of Administrative Expense Claim Pursuant to 11 U.S.C. § 503(b)* [Doc. No. 197] (the “**Motion**”) seeking, among other things, an order allowing and compelling payment of an administrative expense claim in the total amount of \$35,197.46, which included attorney’s fees of \$5,159.05, arising under a certain Agreement<sup>1</sup> between Merwin and HP/Superior, Inc. (“**Debtor**”).

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<sup>1</sup> Capitalized terms not defined in this Consent Order shall have the meaning ascribed to them in the Motion.

Also on April 25, 2016, Merwin filed a notice [Doc. No. 197] (the “**Notice**”) setting the Motion for hearing on May 24, 2016 (the “**Hearing**”). Counsel for Merwin asserts that he served the Notice on all requisite parties in interest. [Doc. No. 197].

Counsel for Merwin rescheduled the Hearing on the Motion several times. *See* [Doc. Nos. 200, 205, and 207].

No party in interest filed a pleading in opposition to the relief requested in the Motion.

At the calendar call for Hearing, counsel for Trustee announced that Trustee and Merwin had reached an agreement related to the relief requested in the Motion.

Accordingly, the Court having considered the Motion; Merwin and Trustee having consented hereto; and for good cause shown, it is hereby

**ORDERED** that the Motion is **GRANTED** to the extent set forth herein. It is further

**ORDERED** that under 11 U.S.C. § 503(b) Merwin is allowed a Chapter 11 administrative expense claim in this case in the amount of \$30,038.41 without the need for Merwin to file a proof of claim or any other documents or pleadings in this case. It is further

**ORDERED** that the allowed Chapter 11 administrative expense claim of Merwin, as allowed in this Order, shall be paid in accordance with the priorities established by applicable law on a pro rata basis with all other allowed Chapter 11 administrative expense claims following payment in full of all allowed Chapter 7 administrative expense claims.

**[END OF DOCUMENT]**

**Order prepared and consented to by:**

ARNALL GOLDEN GREGORY LLP  
*Attorneys for Trustee*

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**Reviewed and consented to by:**

GEIGER LAW, LLC  
*Attorneys for Merwin*

By: /s/ David A. Geiger (With Express Permission by Michael J. Bargar)  
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**Identification of parties to be served:**

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